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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Tan, *et al.*

Serial No.: 10/041,590

Filed: January 9, 2002

For: VERTICAL-CAVITY SURFACE-EMITTING
LASER INCLUDING A SUPPORTED AIRGAP
DISTRIBUTED BRAGG REFLECTOR

Art Unit: 2828

Examiner: Vy, Hung T.

Docket No.: 10010679-1

FIRST RESPONSE

Assistant Commissioner for Patents
Box: Non-Fee Amendment
Washington, DC 20231

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SEP 29 2003
TECHNOLOGY CENTER 2800

Sir:

In regard to the outstanding non-final Office Action (Paper No. 5) mailed by the U.S. Patent and Trademark Office on February 12, 2003, Applicants submit the following remarks.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are authorized to be charged to Agilent Technologies Deposit Account No. 50-1078.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope, with sufficient postage, addressed to: Assistant Commissioner for Patents, Box: Non-Fee Amendment Washington, D.C. 20231 on

02/28/03

Signature:

Gloria L. Knox